

Appendix Five

Current processes for changing the scheme documents

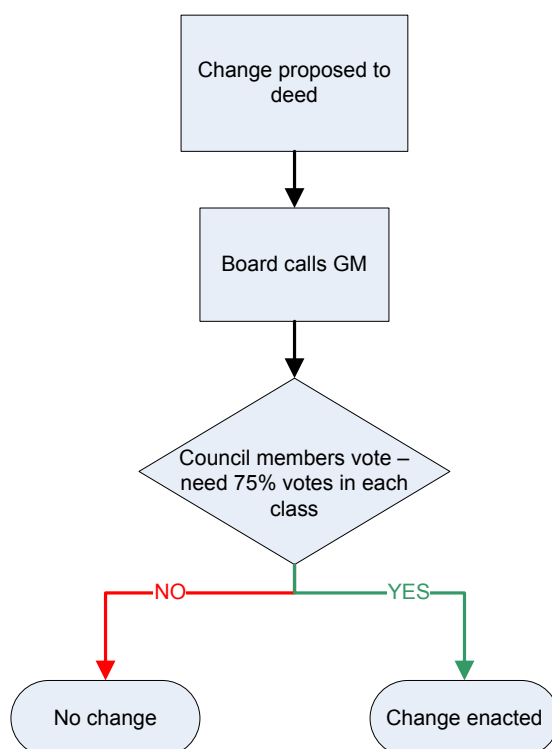
The scheme has three different change processes, depending on the part of the constitution to be changed:

1. Deed and dispute resolution protocols (excluding clause 6)
2. Clause 6
3. The rules, terms of reference, and codes of practice.

1. Changing the deed and dispute resolution protocols

The deed contains the primary member responsibilities including the structure of the levies.

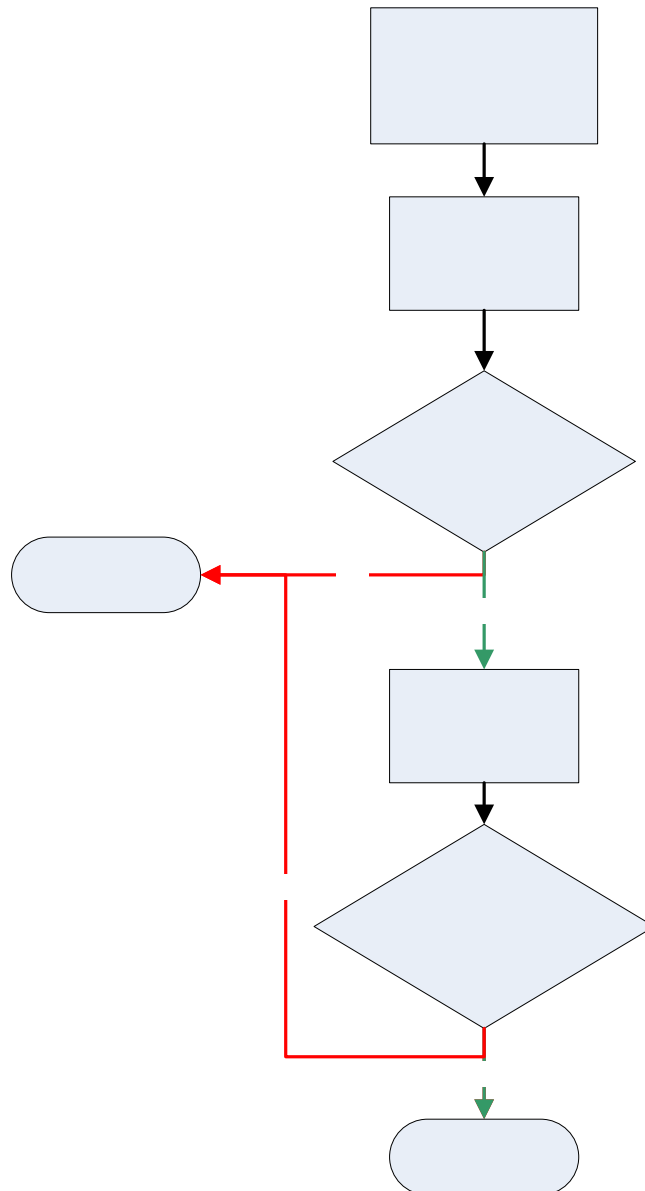
The deed and dispute resolution protocols can be changed by member vote (clause 7 of the deed):



If the change is to one of the dispute resolution protocols, the voting is limited to electricity, gas and lines members respectively.

2. Changing clause 6 of the deed

Clause 6 of the deed establishes the Scheme Amendment Committee process by which changes can be made to the rules, terms of reference and codes. Clause 6 itself may only be changed once the change is approved by a Scheme Amendment Committee:



3. Changing the rules, terms of reference and codes

The rules, terms of reference and codes may only be changed through the Scheme Amendment Committee process (clause 6). The Commission, after consultation, may recommend to the Board that these documents be changed. The Chair of the Council then has to establish a Scheme Amendment Committee, which votes on the proposals. If 10 of the 12 SAC members agree, the documents are changed.

The SAC comprises the six Board members and six consumer representatives nominated by the Chief Executive of Consumers Institute (now known as Consumers NZ).

If the proposal fails to get the support of the required majority, and five of the six consumer representatives agree, the proposal can be referred to a member vote.

